

116TH CONGRESS
1ST SESSION

H. R. 4304

To amend title 51, United States Code, to allow the Administrator of the National Aeronautics and Space Administration to accept in-kind consideration for certain leases, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

SEPTEMBER 12, 2019

Mr. PALAZZO (for himself, Ms. KAPTUR, Mr. GUEST, Mr. KELLY of Mississippi, Ms. ESHOO, Ms. HILL of California, Mr. SCOTT of Virginia, and Mr. FOSTER) introduced the following bill; which was referred to the Committee on Science, Space, and Technology

A BILL

To amend title 51, United States Code, to allow the Administrator of the National Aeronautics and Space Administration to accept in-kind consideration for certain leases, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “NASA Enhanced Use
5 Lease Authority Act of 2019”.

1 **SEC. 2. ENHANCED USE LEASE AUTHORITY.**

2 (a) **EXPANSION OF IN-KIND CONSIDERATION FOR**
3 **CERTAIN LEASES.**—Section 20145(b)(1) of title 51,
4 United States Code, is amended by striking subparagraph
5 (B) and inserting the following:

6 “(B) **EXCEPTIONS.**—Notwithstanding sub-
7 paragraph (A), the Administrator may accept
8 in-kind consideration for leases entered into for
9 the purpose of—

10 “(i) developing renewable energy pro-
11 duction facilities;

12 “(ii) maintaining, constructing, modi-
13 fying, or improving facilities on real prop-
14 erty under the jurisdiction of the Adminis-
15 trator;

16 “(iii) carrying out aeronautical and
17 space research, development, testing, and
18 evaluation activities; or

19 “(iv) the provision of services to the
20 Administration, including launch services
21 and payload processing services.”.

22 (b) **REPORTING REQUIREMENTS.**—Section 20145(f)
23 of title 51, United States Code, is amended by adding at
24 the end the following:

25 “(3) **CAPTURING THE VALUE OF IN-KIND CON-**
26 **SIDERATION.**—Information with respect to—

1 “(A) the value and nature of in-kind con-
2 sideration; and

3 “(B) controls in place that ensure that the
4 Administration takes advantage of such consid-
5 eration.”.

6 (c) OBLIGATION OF FUNDS.—Section 20145 of title
7 51, United States Code, is amended by adding at the end
8 the following:

9 “(h) OBLIGATION OF FUNDS.—Except as provided in
10 subsection (b)(2), the Administrator may not obligate
11 funds under this section.”.

12 (d) EXPIRATION OF LEASE AUTHORITY.—Section
13 20145(g) of title 51, United States Code, is amended by
14 striking “December 31, 2019” and inserting “December
15 31, 2029”.

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